



08-26-4

IFW RCE 1772

PTO/SB/30 (08-03)

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# Request For Continued Examination (RCE) Transmittal

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Application Number	09/819,111
Filing Date	3/27/2001
First Named Inventor	Kirk P. Seward, et al.
Art Unit	1772
Examiner Name	Jane J. Rhee
Attorney Docket Number	IL-10625

**This is a Request for Continued Examination (RCE) under 37 CFR 1.114 of the above-identified application.**  
Request for Continued Examination (RCE) practice under 37 CFR 1.114 does not apply to any utility or plant application filed prior to June 8, 1995, or to any design application. See Instruction Sheet for RCEs (not to be submitted to the USPTO) on page 2.

1. **Submission required under 37 CFR 1.114** Note: If the RCE is proper, any previously filed unentered amendments and amendments enclosed with the RCE will be entered in the order in which they were filed unless applicant instructs otherwise. If applicant does not wish to have any previously filed unentered amendment(s) entered, applicant must request non-entry of such amendment(s).

a. ☐ Previously submitted. If a final Office action is outstanding, any amendments filed after the final Office action may be considered as a submission even if this box is not checked.

i. ☐ Consider the arguments in the Appeal Brief or Rely Brief previously filed on \_\_\_\_\_

ii. ☐ Other \_\_\_\_\_

b. ☒ Enclosed

i. ☒ Amendment/Reply

iii. ☐ Information Disclosure Statement (IDS)

ii. ☐ Affidavit(s)/ Declaration(s)

iv. ☐ Other \_\_\_\_\_

2. **Miscellaneous**

a. ☐ Suspension of action on the above-identified application is requested under 37 CFR 1.103(c) for a period of \_\_\_\_\_ months. (Period of suspension shall not exceed 3 months; Fee under 37 CFR 1.17(i) required)

b. ☐ Other \_\_\_\_\_

3. **Fees** The RCE fee under 37 CFR 1.17(e) is required by 37 CFR 1.114 when the RCE is filed.

The Director is hereby authorized to charge the following fees, or credit any overpayments, to

a. ☒ Deposit Account No. 12-0695

i. ☒ RCE fee required under 37 CFR 1.17(e) \$385.00

ii. ☐ Extension of time fee (37 CFR 1.136 and 1.17)

iii. ☐ Other \_\_\_\_\_

b. ☐ Check in the amount of \$ \_\_\_\_\_ enclosed

c. ☐ Payment by credit card (Form PTO-2038 enclosed)

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Eddie E. Scott	Registration No. (Attorney/Agent)	25,220
Signature	<i>Eddie E. Scott</i>	Date	August 24, 2004

## CERTIFICATE OF MAILING OR TRANSMISSION

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop RCE, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450 or facsimile transmitted to the U.S. Patent and Trademark Office on the date shown below.

Name (Print/Type)	Kathy Raymond	Date	August 24, 2004
Signature	<i>Kathy Raymond</i>		

This collection of information is required by 37 CFR 1.114. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop RCE, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicant: Kirk P. Seward, et al.

Attorney Docket No.: IL-10625

Serial No.: 09/819,111

Group Art Unit: 1772

Filed: 03/27/2001

Examiner: Jane J. Rhee

For: SHAPE MEMORY ALLOY/SHAPE MEMORY POLYMER TOOLS

**Commissioner for Patents  
Alexandria, VA 22313-1450**

**EXPRESS MAIL CERTIFICATE**

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**Date of Deposit:** August 24, 2004

I hereby certify that the following attached:

1. Request for Continued Examination (RCE) Transmittal w/Express Mail Certificate (1 page)(original and copy)
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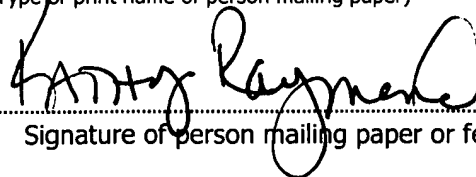
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Kathy E. Raymond  
Kathy E. Raymond

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant :	Kirk P. Seward, et al.	Docket No. :	IL-10625
Serial No. :	09/819,111	Art Unit :	1772
Filed :	03/27/2001	Examiner :	Jane J. Rhee
For :	SHAPE MEMORY ALLOY/SHAPE MEMORY POLYMER TOOLS		

PRELIMINARY AMENDMENT

Commissioner for Patents  
Alexandria, VA 22313-1450

Sir:

INTRODUCTORY COMMENTS

This is a preliminary amendment in a RCE Application. It comprises a response to the Office Action mailed June 15, 2004 in the parent application. Prior to examination, please amend the above-identified application as follows: